

#2/J.D.S
7.9.01
Patent
259/225

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Russell E. Evans, et al.

Serial No.: Not yet assigned

Filed: Herewith

For: POLARIZED EYEWEAR USING
HIGH IMACT, HIGH OPTICAL-
QUALITY POLYMERIC
MATERIAL

)
) **Group Art Unit:** Not yet assigned

)
) **Examiner:** Not yet assigned



INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b)

Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the Applicant's duty under 37 CFR § 1.56, the following items listed on the attached form PTO-1449 are brought to the attention of the Examiner. Applicant is only providing copies of the articles so as to not provide excessive papers. Copies of the U.S. patents are not enclosed since the undersigned assumes that copies of the patents are easily available to the Examiner on-line. If the Examiner would like copies of the patents, please advise the undersigned.

The items identified in this Information Disclosure Statement may or may not be "material" pursuant to 37 CFR § 1.56 and the submission thereof by Applicant shall not be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

The filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR § 1.56, exists.

The attached Information Disclosure Statement is being filed in accordance with 37 CFR §§ 1.97 and 1.98. This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.98(b)(1), that is within three months of filing, and also under 37 CFR § 1.97(b)(3), before the mailing of a first Office Action on the merits, and thus no petition or fee is required. However, if the undersigned representative of Applicant is in error in this regard, then the Examiner is requested to consider this a petition and is hereby authorized to charge any fee required by the filing of these papers to Lyon & Lyon's Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: March 13, 2001

By: Todd R. Miller
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Enclosures